

# EXHIBIT 1

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND

SREEDHAR POTARAZU, )  
Petitioner, )  
v. ) Civil Action No. GLR-22-1334  
FEDERAL BUREAU OF PRISONS )  
WARDEN FCI CUMBERLAND )  
Respondent. )

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**DECLARATION OF ROBERT GRAY, JR.**

In accordance with the provisions of 28 U.S.C. § 1746, I, the undersigned Robert Gray, Jr., do hereby make the following declaration pertinent to the above-styled cause of action:

1. I, Robert Gray, Jr., am presently a Federal Bureau of Prisons (“BOP”) Case Manager at the Federal Correctional Institution in Cumberland, Maryland (“FCI Cumberland”). I have held this position since May 10, 2020, and began my employment with the BOP on September 19, 2006.
2. As a case manager at FCI Cumberland, I am responsible for the custody and control of designated inmates including individual counseling, group counseling, and managing reports and correspondence. Additionally, I perform the Risks and Needs Assessments for my case load of inmates, including Sreedhar Potarazu.
3. I am aware that Petitioner Sreedhar Potarazu, Federal Register Number 90424-083, requests the BOP to immediately apply his First Step Act (FSA) Time Credits (Time Credits) so that he can be released to a halfway house.
4. Petitioner is currently serving a 119-month term of imprisonment for Inducing Interstate Travel to Commit Fraud, in violation of 18 U.S.C. § 2314 and Willful Failure to Account

For and Pay Employment Taxes, in violation of 26 U.S.C. § 7202. Assuming he receives all good conduct time currently projected and FSA Time Credits, Petitioner has a release date of April 7, 2024. *See* Attachment A.

**Petitioner's First Step Act (FSA) History**

5. When an inmate's Unit Team reviews an inmate for eligibility based on their current offenses, they will note on the inmate's profile, or PP44, accordingly. On December 11, 2019, Petitioner was reviewed for Time Credit eligibility based on his current offenses and he was found eligible to receive Time Credits. Accordingly, his inmate profile shows FTC-ELIGIBLE-REVIEWED. This code indicates that Petitioner is able to earn Time Credits. *See* Attachment B.
6. On October 5, 2022, Petitioner attended his routine 180-day program review where he was evaluated as a Minimum risk level according to the Prisoner Assessment Tool Targeting Estimated Risk and Needs (PATTERN). *See* Attachment C.
7. On August 30, 2022, a memo was released to all inmates informing them that they will receive an auto-calculation application worksheet of any Time Credits that they have received once the program is launched. This memo did not state that any credit inmate's may have earned will be applied to their sentence immediately. The worksheet is intended to show inmates how many credits they have "banked" so far, or a running total of the credits so that when they are closer to their release date, the credits can be applied accordingly. *See* Attachment D.
8. On October 2, 2022, the BOP began auto-calculating inmate's Time Credits.
9. On October 5, 2022, Petitioner's Time Credits were automatically calculated. *See* Attachment E.
10. On October 27, 2022, Petitioner's halfway house referral was submitted. This referral

*recommended* a halfway house date of November 15, 2022 which included 386 days of Time Credits applied towards prerelease custody and 120 days of halfway house placement pursuant to the Second Chance Act. *See* Attachment F.

#### **The First Step Act Interim Procedures**

11. On January 12, 2022, the BOP established interim procedures to ensure timely implementation of the FSA final rule. Interim procedures *were established to prioritize inmates eligible for immediate benefit in terms of release or pre-release community placement.* The interim procedures remained in effect until August 31, 2022, at which time the BOP launched its auto-calculation application. This application fully automated the calculation of FSA Time Credits so that manual calculation of credit was no longer required. *Id.* The system was expected to go live on September 6, 2022. However, there were some unexpected glitches. The auto-calculation process was implemented on September 30, 2022.

#### **The First Step Act Auto-Calculation Procedures**

12. On August 31, 2022, the interim procedures ceased, and the permanent Automated Time Credit calculation and application process began. With the launching of the auto-calculation application, eligible inmates will continue to earn Time Credits towards supervised release or prerelease custody. However, they may only receive up to 365 days towards supervised release, or are 18 months from their release date, whichever happens first. This is an important distinction. This 18-month cut off is necessitated by the need for a predictable release date. As an inmate's projected release approaches, his release date cannot be a moving target because BOP requires time to effectively engage the inmate in prerelease preparation planning, which includes transfer to a community-based residential program to facilitate transition back into the community.

**Final Policy**

13. On November 18, 2022, the BOP published BOP Program Statement 5410.01, First Step Act of 2018 – Time Credits: Procedures for Implementation of 18 U.S.C. § 3632(d).
14. Upon information and belief, the BOP is implementing the policy changes that were made, including the removal of the 18-month requirement set forth in the auto-calculation procedures.
15. Upon information and belief, every inmate must have their auto-calculation recalculated to ensure that the appropriate amount of Time Credits have been applied. This is *expected, not guaranteed*, to occur over the next month.
16. Upon information and belief, as of the date of this signing, the BOP has not completed its auto-calculation for Petitioner. Once Petitioner is recalculated, if Petitioner is entitled to additional Time Credits, any available Time Credits may be accordingly applied, if able and in accordance with BOP Program Statement 5410.01.

**Petitioner's FSA Time Credit Assessment<sup>1</sup>**

17. At the top left of the worksheet, Petitioner's basic information is listed, including his start date of incarceration: July 19, 2017.
18. The assessment calculated any credit that Petitioner has “banked” so far since December 21, 2018. As of October 5, 2022, Petitioner has accrued 1312 calendar days of possible programming. 386 credit days have been applied towards prerelease custody and 259 credit days have been applied towards his release date. Days of programming shows the total number of calendar days Petitioner could have programmed between December 21, 2018 and October 5, 2022. The days applied to prerelease custody and the days applied

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<sup>1</sup> This section references Attachment E.

to his release date are credit days, not calendar days and are calculated accordingly.

Additionally, this section shows that Petitioner is able to have his Time Credits applied because he is a Minimum risk inmate.

19. In the first row of the worksheet, it states the total number of program days, or calendar days he accrued between December 21, 2018 to May 25, 2019 was 155 days. His time credit factor was 15 meaning he received 15 days of FSA credit for every 30 days of successful participation, in accordance with 28 CFR § 523.42(c). To arrive at 75 Time Credit days, one must calculate as follows:

$$155(\text{total number of accrued calendar days}) / 30 (\text{days in the month}) = 5 (\text{number of calendar months})$$
$$5 (\text{number of months}) * 15 (\text{days of credit for 30 days of successful participation}) = 75 (\text{total number of FSA credits})$$

20. In the second row, it reflects the time Petitioner spent in disallow status, i.e. the time he spent in transfer status or in the Special Housing Unit (SHU). Between May 25, 2019 and June 4, 2019, he lost ten days of possible program days accrued.
21. In the third row, between June 4, 2019 and August 19, 2019, Petitioner accrued 76 program days. His time credit factor was 15 days. Additionally, he had five (5) carry-over days. Carry-over status occurs when the inmate has not completed a full calendar participation because they may have been in disallowance status. Because Petitioner was entered the SHU on August 19, 2019, he stopped earning any FSA credit; however, he is still entitled to those 5 days he successfully participated. To arrive at 30, one must calculate as follows:

$$76 (\text{total number of accrued calendar days}) + 5 (\text{carry-over days}) = 81 (\text{total number of program days})$$

81 (total number of program days) / 30 (days in the month) = 2 (number of calendar months)

2 (number of months) \* 15 (days of credit for 30 days of successful participation) = 30 (total number of FSA credits)

22. In the fourth row, it reflects the time Petitioner spent in disallow status, i.e. the time he spent in transfer status or in the SHU. Between August 19, 2019 and August 23, 2019, he lost four days of possible program days accrued.
23. In the fifth row on the first and second page, between August 23, 2019 and July 24, 2021, Petitioner accrued 701 program days. He also had 21 carry over program days. His time credit factor was 15 days. To arrive at 360, one must calculate as follows:

701 (total number of accrued calendar days) + 21 (carry-over days) = 723 (total number of program days)

723 (total number of program days / 30 (days in the month) = 24 (number of calendar months)

24 (number of months) \* 15 (days of credit for 30 days of successful participation) = 360 (total number of FSA credits).

24. In the sixth row on the second page, Petitioner was disallowed fifty-four (54) days because he was not in compliance with his needs assessment between July 24, 2021 and September 16, 2021.
25. In the seventh row, between September 16, 2021 and October 4, 2021, Petitioner accrued 18 days of programming. He had a time credit factor of 15. However, because Petitioner did not successfully participate for a full 30-day period, he did not receive credit for this time. Therefore, the 18 days plus the residual 2 days were added to his carry-over program days later on.

26. In the eighth row, between October 4, 2021, and October 8, 2021, Petitioner was disallowed four (4) days of programming because he was in the SHU.
27. In the final row, between October 8, 2021 and October 5, 2022, Petitioner accrued 362 days of programming days. He had a time credit factor of 15.  
$$362 \text{ (total number of accrued calendar days)} / 30 \text{ (days in the month)} = 12 \text{ (number of calendar months)}$$
$$12 \text{ (number of months)} * 15 \text{ (days of credit for 30 days of successful participation)} = 180 \text{ (total number of FSA credits)}$$
 He has 20 days of carry-over days.

28. Therefore:

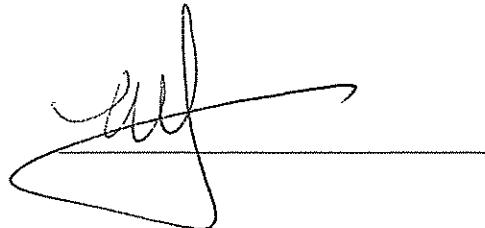
$$75 \text{ (credits received from December 21, 2018 to May 25, 2019)} + 30 \text{ (credits received from June 4, 2019 to August 19, 2019)} + 360 \text{ (credits received from August 23, 2019 to July 24, 2021)} + 180 \text{ (credits received from October 8, 2021 to October 5, 2022)} = 645 \text{ FSA credit days}$$

$$645 \text{ (total FSA credit days)} - 259 \text{ (maximum number of days he can receive towards release since he is under 18 months from his release date)} = 386 \text{ remaining FSA credit days}$$

The remaining 386 FSA credit days may be applied towards prerelease custody pursuant to 28 CFR § 523.44(d).

I declare under the penalty of perjury, the foregoing is true and correct, to the best of my knowledge, and that all attached documents are true and correct copies of the documents maintained by the BOP in the ordinary course of business.

Executed on this 12 day of December 2022.



Robert Gray  
Case Manager  
FCI Cumberland

# ATTACHMENT A

REGNO...: 90424-083 NAME: POTARAZU, SREEDHAR

RESP OF: CUM  
PHONE...: 301-784-1000 FAX: 301-784-1008  
RACE/SEX...: ASIAN/PAC.ISL. / MALE  
AGE: 57  
PROJ REL MT: FSRDAP CND PAR ELIG DT: N/A  
PROJ REL DT: 04-07-2024 PAR HEAR DT:

G0002 MORE PAGES TO FOLLOW . . .

REGNO...: 90424-083 NAME: POTARAZU, SREEDHAR

RESP OF: CUM  
PHONE...: 301-784-1000 FAX: 301-784-1008

FSA ELIGIBILITY STATUS IS: ELIGIBLE

THE FOLLOWING SENTENCE DATA IS FOR THE INMATE'S CURRENT COMMITMENT.

HOME DETENTION ELIGIBILITY DATE....: 10-07-2023

FINAL STATUTORY RELEASE FOR INMATE.: 12-22-2024 VIA 3621E COND

WITH APPLIED FSA CREDITS.: 259 DAYS

THE INMATE IS PROJECTED FOR RELEASE: 04-07-2024 VIA FSRDAP CND

-----CURRENT JUDGMENT/WARRANT NO: 010 -----

COURT OF JURISDICTION.....: VIRGINIA, EASTERN DISTRICT

DOCKET NUMBER.....: 1:16CR00261-001

JUDGE.....: LEE

DATE SENTENCED/PROBATION IMPOSED: 07-19-2017

DATE COMMITTED.....: 08-21-2017

HOW COMMITTED.....: US DISTRICT COURT COMMITMENT

PROBATION IMPOSED.....: NO

	FELONY ASSESS	MISDMNR ASSESS	FINES	COSTS
NON-COMMITTED.:	\$200.00	\$00.00	\$00.00	\$00.00

RESTITUTION....: PROPERTY: NO SERVICES: NO AMOUNT: \$57,900,173.22

-----CURRENT OBLIGATION NO: 010 -----

OFFENSE CODE....: 251 LARCENY/THEFT I/S TRANS

OFF/CHG: 18:2314 INDUCING INTERSTATE TRAVEL TO COMMIT FRAUD, CT 1

SENTENCE PROCEDURE.....: 3559 PLRA SENTENCE

SENTENCE IMPOSED/TIME TO SERVE.: 119 MONTHS 29 DAYS

TERM OF SUPERVISION.....: 3 YEARS

CLASS OF OFFENSE.....: CLASS C FELONY

RELATIONSHIP OF THIS OBLIGATION

TO OTHERS FOR THE OFFENDER....: CC 020

DATE OF OFFENSE.....: 06-03-2016

REGNO...: 90424-083 NAME: POTARAZU, SREEDHAR

RESP OF: CUM  
PHONE...: 301-784-1000 FAX: 301-784-1008

-----CURRENT OBLIGATION NO: 020 -----

OFFENSE CODE....: 193 INTERNAL REVENUE INCOME TAX  
OFF/CHG: 26:7202 WILLFUL FAILURE TO ACCOUNT FOR AND PAY EMPLOYMENT  
TAXES, CT 39

SENTENCE PROCEDURE.....: 3559 PLRA SENTENCE  
SENTENCE IMPOSED/TIME TO SERVE.: 35 MONTHS  
TERM OF SUPERVISION.....: 3 YEARS  
CLASS OF OFFENSE.....: CLASS C FELONY  
DATE OF OFFENSE.....: 03-31-2011

-----CURRENT COMPUTATION NO: 010 -----

COMPUTATION 010 WAS LAST UPDATED ON 08-18-2022 AT DSC AUTOMATICALLY  
COMPUTATION CERTIFIED ON 10-05-2017 BY DESIG/SENTENCE COMPUTATION CTR

THE FOLLOWING JUDGMENTS, WARRANTS AND OBLIGATIONS ARE INCLUDED IN  
CURRENT COMPUTATION 010: 010 010, 010 020

DATE COMPUTATION BEGAN.....: 07-19-2017  
AGGREGATED SENTENCE PROCEDURE...: AGGREGATE GROUP 800 PLRA  
TOTAL TERM IN EFFECT.....: 119 MONTHS 29 DAYS  
TOTAL TERM IN EFFECT CONVERTED...: 9 YEARS 11 MONTHS 29 DAYS  
AGGREGATED TERM OF SUPERVISION...: 3 YEARS  
EARLIEST DATE OF OFFENSE.....: 03-31-2011

JAIL CREDIT.....: FROM DATE THRU DATE  
10-06-2016 11-07-2016

G0002 MORE PAGES TO FOLLOW . . .

REGNO...: 90424-083 NAME: POTARAZU, SREEDHAR

RESP OF: CUM  
PHONE...: 301-784-1000 FAX: 301-784-1008  
TOTAL PRIOR CREDIT TIME.....: 33  
TOTAL INOPERATIVE TIME.....: 0  
TOTAL GCT EARNED AND PROJECTED...: 539  
TOTAL GCT EARNED.....: 270  
STATUTORY RELEASE DATE PROJECTED: 12-22-2025  
ELDERLY OFFENDER TWO THIRDS DATE: 02-14-2024  
EXPIRATION FULL TERM DATE.....: 06-14-2027  
TIME SERVED.....: 5 YEARS 4 MONTHS 13 DAYS  
PERCENTAGE OF FULL TERM SERVED...: 53.7  
PERCENT OF STATUTORY TERM SERVED: 63.0  
  
PROJECTED SATISFACTION DATE.....: 04-07-2024  
PROJECTED SATISFACTION METHOD...: FSRDAP CND  
WITH FSA CREDITS INCLUDED...: 259

S0055 NO PRIOR SENTENCE DATA EXISTS FOR THIS INMATE

# ATTACHMENT B

90424-083	REG	FUNCTION: PRT DOB/AGE.: 05-09-1965 / 57
REGNO: 90424-083		R/S/ETH.: A/M/O WALSH: NO
NAME.: POTARAZU, SREEDHAR		MILEAGE.: 95 MILES
RSP.: CUM-CUMBERLAND FCI		
PHONE: 301-784-1000	FAX: 301-784-1008	
PROJ REL METHOD: FSRDAP CND		FBI NO.: E7KLHAD57
PROJ REL DATE...: 04-07-2024		INS NO.: N/A
PAR ELIG DATE...: N/A		SSN.....: 577687744
PAR HEAR DATE...:	PSYCH: NO	DETAINER: NO CMC.: YES
OFFN/CHG RMKS: 1:16CR00261-001 INDUCING INTERSTATE TRAVEL TO COMMIT FRAUD;		
OFFN/CHG RMKS: WILLFUL FAILURE TO PAY EMPLOYMENT TAXES 119 M & 29 DS/3 YRS SR		
FACL CATEGORY	- - - - -	CURRENT ASSIGNMENT - - - - - EFF DATE TIME
CUM ADM-REL	A-DES	DESIGNATED, AT ASSIGNED FACIL 08-21-2017 1714
CUM CARE LEVEL	CARE1	HEALTHY OR SIMPLE CHRONIC CARE 06-08-2022 0648
CUM CARE LEVEL	CARE1-MH	CARE1-MENTAL HEALTH 09-26-2017 1009
CUM COR COUNSL	CAMP PGM	L. SMITH: 301-784-1000 X4027 01-29-2021 1346
CUM CASE MGT	BIR CERT Y	BIRTH CERTIFICATE - YES 05-10-2019 0649
CUM CASE MGT	DEPEND Y	DEPENDENTS UNDER 21 - YES 08-16-2018 1011
CUM CASE MGT	PHOTO ID N	PHOTO ID - NO 08-16-2018 1011
CUM CASE MGT	RPP PART	RELEASE PREP PGM PARTICIPATES 08-16-2018 1012
CUM CASE MGT	SSN CARD Y	SOCIAL SECURITY CARD - YES 05-10-2019 0649
CUM CASE MGT	VET P/S N	PARENT/SPOUSE VETERAN - NO 08-16-2018 1011
CUM CASE MGT	VETERAN N	VETERAN - NO 08-16-2018 1011
CUM CASE MGT	VWP AUTO	VICTIM/WITNESS PGM AUTO UPDATE 08-04-2017 0645
CUM CASE MGT	V94 COA913	V94 CURR OTHER ON/AFTER 91394 08-24-2017 1259
CUM CASE MGT	WA NO HIST	NO WALSH ACT OFFENSE HISTORY 08-04-2017 0851
CUM CASEWORKER	CAMP PGM	R. GRAY EXT-4049 01-29-2021 1347
CUM CUSTODY	OUT	OUT CUSTODY 08-15-2017 1429
CUM DRUG PGMS	DAP COMP	RES DRUG TRMT COMP/TRANS REQD 11-15-2021 1412
CUM DRUG PGMS	ED NONE	DRUG EDUCATION NONE 08-24-2017 1259
CUM DRUG PGMS	ELIGIBLE	18 USC 3621 RELEASE ELIGIBLE 01-28-2021 1233
CUM DRUG PGMS	FOL PART	FOLLOWUP SERVICES PARTICIPANT 11-16-2021 0805
CUM DRUG PGMS	NR COMP	NRES DRUG TMT/COMPLETE 05-16-2018 0952
CUM DESIG/SENT	FOXTROT	TEAM FOXTROT 08-03-2017 1524
CUM DESIG/SENT	FVAE YES	FVAE-FULLY COMPLIED W/JUD REC 08-15-2017 1429
CUM EDUC INFO	ESL HAS	ENGLISH PROFICIENT 08-21-2017 1837
CUM EDUC INFO	GED HAS	COMPLETED GED OR HS DIPLOMA 08-21-2017 1837
CUM FIN RESP	PART	FINANC RESP-PARTICIPATES 09-06-2017 0700
CUM FIRST STEP	FTC ELIG	FTC-ELIGIBLE - REVIEWED 12-11-2019 1627
CUM FIRST STEP	N-ANGER N	NEED - ANGER/HOSTILITY NO 10-05-2022 0913
CUM FIRST STEP	N-ANTISO N	NEED - ANTSOCIAL PEERS NO 10-05-2022 0913
CUM FIRST STEP	N-COGNTV N	NEED - COGNITIONS NO 10-05-2022 0913
CUM FIRST STEP	N-DYSLEX N	NEED - DYSLEXIA NO 05-29-2021 0014
CUM FIRST STEP	N-EDUC N	NEED - EDUCATION NO 10-05-2022 0913
CUM FIRST STEP	N-FIN PV N	NEED - FINANCE/POVERTY NO 10-05-2022 0913
CUM FIRST STEP	N-FM/PAR N	NEED - FAMILY/PARENTING NO 10-05-2022 0913
CUM FIRST STEP	N-M HLTH N	NEED - MENTAL HEALTH NO 10-05-2022 0913
CUM FIRST STEP	N-MEDICL N	NEED - MEDICAL NO 10-05-2022 0913
CUM FIRST STEP	N-RLF N	NEED - REC/LEISURE/FITNESS NO 10-05-2022 0913
CUM FIRST STEP	N-SUB AB N	NEED - SUBSTANCE ABUSE NO 10-05-2022 0913

G0017 WARNING : NOTIFICATIONS ARE REQUIRED PER P.S. 1490.06

G0002 MORE PAGES TO FOLLOW . . .

90424-083

REG

REGNO: 90424-083

FUNCTION: PRT DOB/AGE.: 05-09-1965 / 57

NAME.: POTARAZU, SREEDHAR

R/S/ETH.: A/M/O WALSH: NO

RSP.: CUM-CUMBERLAND FCI

MILEAGE.: 95 MILES

PHONE: 301-784-1000

FAX: 301-784-1008

FACL	CATEGORY	CURRENT ASSIGNMENT	EFF	DATE	TIME
CUM	FIRST STEP N-TRAUMA	N NEED - TRAUMA NO	10-05-2022	0913	
CUM	FIRST STEP N-WORK	N NEED - WORK NO	10-05-2022	0913	
CUM	FIRST STEP R-MIN	MINIMUM RISK RECIDIVISM LEVEL	10-05-2022	0913	
CUM	LEVEL MINIMUM	SECURITY CLASSIFICAT'N MINIMUM	08-04-2017	1020	
CUM	MED DY ST C19-QUAR	COVID-19 QUARANTINED	10-04-2021	1157	
CUM	MED DY ST NO PAPER	NO PAPER MEDICAL RECORD	08-22-2017	0735	
CUM	MED DY ST REG DUTY	NO MEDICAL RESTR--REGULAR DUTY	08-28-2017	1331	
CUM	MED DY ST YES F/S	CLEARED FOR FOOD SERVICE	08-28-2017	1331	
CUM	PGM REVIEW APR	APRIL PROGRAM REVIEW	04-07-2023	0658	
CUM	QUARTERS P03-172L	HOUSE P/RANGE 03/BED 172L	10-18-2021	1105	
CUM	RELIGION HINDU	HINDU	08-29-2017	1537	
CUM	UNIT MGR CAMP PGM	UNT MGR M. WASHINGTON 4032	12-20-2021	1444	
CUM	UNIT 6 SCP RDAP	UNIT 6 - SCP(6)	08-02-2022	1211	
CUM	WAITNG LST AGING OFFN	I/M AGE OF 50 YEARS OR OLDER	04-28-2022	1201	
CUM	WAITNG LST COM CR	PREREL COMMUNITY RESOURCES	08-16-2018	1012	
CUM	WAITNG LST COM RR	PREREL RELEASE REQUIREMENTS	08-16-2018	1012	
CUM	WAITNG LST C112 DAP	DAP COHORT 112	02-01-2021	1233	
CUM	WAITNG LST FPI FRP	HIRE EXCEPT-FRP	01-20-2022	1019	
CUM	WAITNG LST FPI 36M	HIRE EXCEPT-36 MTH OR < TO REL	08-15-2022	1450	
CUM	WRK DETAIL C PGM ORD	CAMP PGM ORDERLY	01-10-2022	1531	

G0017

WARNING : NOTIFICATIONS ARE REQUIRED PER P.S. 1490.06

G0000

TRANSACTION SUCCESSFULLY COMPLETED

# ATTACHMENT C

## U.S. DEPARTMENT OF JUSTICE

## FEDERAL BUREAU OF PRISONS

Register Number: 90424-083	Risk Level Inmate....: R-MIN
Inmate Name	General Level.....: R-MIN (-10)
Last.....: POTARAZU	Violent Level.....: R-MIN (-4)
First.....: SREEDHAR	Security Level Inmate: MINIMUM
Middle.....:	Security Level Facil.: MINIMUM
Suffix.....:	Responsible Facility.: CUM
Gender.....: MALE	Start Incarceration.: 07/19/2017

## PATTERN Worksheet Summary

Item	- Value	- General Score	- Violent Score
Current Age	57	7	4
Walsh w/Conviction	FALSE	0	0
Violent Offense (PATTERN)	FALSE	0	0
Criminal History Points	0	0	0
History of Escapes	0	0	0
History of Violence	0	0	0
Education Score	HighSchoolDegreeOrGED	-2	-2
Drug Program Status	NoNeed	-6	-3
All Incident Reports (120 Months)	0	0	0
Serious Incident Reports (120 Months)	0	0	0
Time Since Last Incident Report	N/A	0	0
Time Since Last Serious Incident Report	N/A	0	0
FRP Refuse	FALSE	0	0
Programs Completed	8	-9	-3
Work Programs	0	0	0
	Total	-10	-4

# ATTACHMENT D



**U.S. Department of Justice  
Memorandum  
Federal Bureau of Prisons**

*Correctional Programs Division*

*Central Office  
320 First Street, N.W.  
Washington, DC 20534*

August 30, 2022

**MEMORANDUM FOR REGIONAL CORRECTIONAL PROGRAMS ADMINISTRATORS**

FROM:   
Rick Stover, Administrator  
Correctional Programs Branch

SUBJECT: Federal Time Credits Auto-Calculation  
Application Launch

This memorandum is to provide guidance regarding the launch of the Federal Time Credits (FTCs) auto-calculation application. The new application will be launched on August 31, 2022. Full automation will take effect on September 6, 2022, at which time changes will be reflected to inmates' projected release dates and methods. All inmates will be reviewed, and FTCs will be applied to inmate records consistent with the final rules language and implementing text. As a reminder, the following items have been incorporated into the calculation of FTCs:

- The earning of FTCs is based on the inmate being in "earning status," not the participation and/or completion of individual programs. Inmates who refuse to participate in any portion of the needs assessment process and/or refuse/decline any program recommended to address as specific identified need area, will be considered "opted out" and in "non-earning" status.
- While inmates can begin earning time credits starting with the enactment of the statute, the "presumed participation" period only extends from December 21, 2018, through January 14, 2020.
- For inmates earning credit during the "presumed participation" period and through April 28, 2021, the PATTERN risk level established on this date (April 28<sup>th</sup>, the start date for the PATTERN auto-calculation), will be used to determine the initial risk level and FTC earning rate.
- For inmates earning credit under the "presumed participation" period, only days where the inmate was

incarcerated outside the facility, housed in the Special Housing Unit, or refusing/declining pre-existing FSA programming (e.g., FRP, Drug Education, GED, etc.) will be excluded from successful participation.

- Beginning January 15, 2020, inmates who are eligible to earn FTCs must have a PATTERN level calculated and must have completed all components of the SPARC-13 prior to beginning to earn FTCs.
- Inmates will have either an initial PATTERN level of minimum or low risk or have dropped to a minimum or low risk level and maintained the new level for two consecutive assessment periods prior to being eligible for the higher earning rate of 15 days or being able to apply the FTCs earned.
- Eligible inmates will have FTCs applied first toward their release dates and then toward RRC/HC placement.
- To earn credit toward early release, an inmate must be otherwise eligible to participate in RRC/HC placement. While they continue to earn credit, inmates can only apply the credit if they have no detainers, unresolved pending charges, and/or unresolved immigration status issues.
- Eligible inmates will continue to earn FTCs toward early release until they have accumulated 365 days or are 18 months from their release date, whichever happens first. At this point, their release date becomes fixed, and all additional credit is applied toward RRC/HC placement.
- Initially, FTCs will be updated monthly, and an FSA Time Credits Assessment worksheet will be deposited into the eICF directly. Within 30-60 days of the initial launch, Unit team will be able to conduct an additional time credit assessment during the inmate's regularly scheduled Program Review.
- Inmates with 3621e Complete and 3621e Conditional release methods will automatically convert FSA RDAP Release and FSA RDAP Conditional release methods. Locally, staff will need to review cases individual and complete updated BP-A0628 where appropriate.

Please remind institution staff DSCC does not have a role in the crediting of FTCs, and questions from the field should be directed to their Case Management Coordinators and then to the Regional Offices. If you have any questions, please contact Rick Stover, Correctional Programs Branch Administrator.

Cc: Case Management Coordinators  
Linda Geter, Senior Deputy Assistant Director, CPD, DSCC

# ATTACHMENT E

## U.S. DEPARTMENT OF JUSTICE

## FEDERAL BUREAU OF PRISONS

Register Number.....: 90424-083	Responsible Facility: CUM
Inmate Name	Assessment Date.....: 10-05-2022
Last.....: POTARAZU	Period Start/Stop...: 12-21-2018 to 10-05-2022
First.....: SREEDHAR	Accrued Pgm Days....: 1312
Middle.....:	Disallowed Pgm Days.: 72
Suffix.....:	FTC Towards RRC/HC.: 386
Gender.....: MALE	FTC Towards Release.: 259
Start Incarceration: 07-19-2017	Can Apply FTC.....: Yes

Start	Stop	Pgm Status	Pgm Days
12-21-2018	05-25-2019	accrue	155
Accrued Pgm Days...: 155			
Carry Over Pgm Days: 0			
Time Credit Factor.: 15			
Time Credits.....: 75			

Start	Stop	Pgm Status	Pgm Days	
05-25-2019	06-04-2019	disallow	10	
<b>In SHU</b>				
Facility	Category	Assignment	Start	Stop
CUM	QTR	Z01-102UAD	05-25-2019 1348	06-03-2019 1152

Start	Stop	Pgm Status	Pgm Days
06-04-2019	08-19-2019	accrue	76
Accrued Pgm Days...: 76			
Carry Over Pgm Days: 5			
Time Credit Factor.: 15			
Time Credits.....: 30			

Start	Stop	Pgm Status	Pgm Days	
08-19-2019	08-23-2019	disallow	4	
<b>In SHU</b>				
Facility	Category	Assignment	Start	Stop
CUM	QTR	Z01-101LAD	08-19-2019 1119	08-19-2019 1240
CUM	QTR	Z03-224LAD	08-19-2019 1240	08-20-2019 1755
CUM	QTR	Z03-216LAD	08-20-2019 1755	08-22-2019 1234

Start	Stop	Pgm Status	Pgm Days
08-23-2019	07-24-2021	accrue	701
Accrued Pgm Days...: 701			
Carry Over Pgm Days: 21			

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## FEDERAL BUREAU OF PRISONS

Time Credit Factor.: 15

Time Credits.....: 360

Start	Stop	Pgm Status	Pgm Days
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07-24-2021	09-16-2021	disallow	54
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**Incomplete needs assessment**

Facility	Category	Assignment	Start	Stop
CUM	FSA	N-ANGER R	07-24-2021 0000	09-15-2021 1124
CUM	FSA	N-FM/PAR R	07-24-2021 0000	09-15-2021 1124

Start	Stop	Pgm Status	Pgm Days
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09-16-2021	10-04-2021	accrue	18
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Accrued Pgm Days....: 18

Carry Over Pgm Days: 2

Time Credit Factor.: 15

Time Credits.....: 0

Start	Stop	Pgm Status	Pgm Days
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10-04-2021	10-08-2021	disallow	4
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**In SHU**

Facility	Category	Assignment	Start	Stop
CUM	QTR	Z03-211UAD	10-04-2021 1225	10-04-2021 1435
CUM	QTR	Z03-215LAD	10-04-2021 1435	10-07-2021 1321

Start	Stop	Pgm Status	Pgm Days
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10-08-2021	10-05-2022	accrue	362
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Accrued Pgm Days....: 362

Carry Over Pgm Days: 20

Time Credit Factor.: 15

Time Credits.....: 180

# ATTACHMENT F

## U. S. DEPARTMENT OF JUSTICE

## FEDERAL BUREAU OF PRISONS

<b>TO:</b> (Community Corrections Manager)  BALTIMORE, RRM		<b>FROM:</b> Chief Executive Officer (Name, Title & Date) - Signature certifies approval and CIMS Clearance Carter, Crystal, Warden, 10/27/2022	
Inmate Name POTARAZU, SREEDHAR		Register Number 90424-083	Date 10/11/2022
Unit Manager/Mail ID  UNIT 6 - SCP(6)		Institution (Address and Phone Number) CUMBERLAND FCI 14601 BURBRIDGE RD SE CUMBERLAND, MD 21502 (301) 784-1000	
1. Release City Rockville, MD		Supervision Maryland District	
2. Anticipated Release Date 04/07/2024		Method FSRDAP CND	Verified by (ISM Staff) Anthony Wiggins
3. Recommended (only one): a. Range _____, or b. Date 11/15/2022		4. If a presumptive parole case, enter the date the pre-release record review progress report was submitted to the Parole Commission: _____	
5. Statutory Interim Hearing Scheduled? □ Yes □ No □ Waived		6. Supervised Release <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No 3 years	Special Parole Term <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
7. Aftercare Supervision <input checked="" type="checkbox"/> Drug <input checked="" type="checkbox"/> Alcohol <input type="checkbox"/> Mental Health <input checked="" type="checkbox"/> Other		See J&C <input type="checkbox"/> N/A	
8. CIM Case: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Assignment: Separation	
<p>As CMC, I have reviewed the Request for Activity Clearance (404) and the SENTRY CIM Clearance and Separatee Data and I recommend the inmate be considered for CCC placement and clearance be granted by the Warden.</p> <p><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Signature of CMC Joseph, Mark R. Upon signature of the Warden, I will update SENTRY to reflect CCC referral for range/date as listed in item 3 above.</p>			
9. If proposed District of Supervision differs from Sentencing District, has USPO approved? □ Yes <input type="checkbox"/> No		10. Does inmate have a committed fine? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, indicate how fine will be paid in item 12.	
11. Additional Information, including status of any detainers or pending charge(s) and whether there is a substance abuse history.			

There are no detainers or pending charges on file for inmate Potarazu. The Presentence Investigation Report indicates a significant substance abuse history. As of the submission of this referral, the inmate has earned 259 Federal Time Credits towards his release and 386 towards an RRC/HC Placement.

**NOTE:**  
The CMC will update SENTRY to reflect specific dates and CCC location code upon notification of acceptance from the CCM.

## 12. Specific release preparation/Pre-natal care needs.

Inmate Potarazu is eligible for early release consideration under 18 USC 3621 (e). He graduated from the 500 Hour Residential Drug Abuse Program on November 15, 2021. Inmate Potarazu has a balance of \$57,892,127.77 remaining towards his court imposed financial obligation. It is anticipated he will pay toward his court imposed financial obligation while at the RRC and on Supervision. Inmate Potarazu was reviewed under 18 USC 3621b: 1. There are available Residential Re-Entry Centers in his release area. 2. The nature and circumstances of the offense are eligible for Residential Re-Entry as there are no extenuating circumstances that would preclude placement. 3. The history and characteristics of the inmate are: he does have his GED; he does have an established residence and community ties. Therefore, we are requesting inmate Potarazu receive 120 days of RRC placement per Second Chance Act and 386 FTC credits he has earned be applied towards his RRC/HC placement. This is an adequate amount of time for inmate Potarazu to take advantage of the transitional programs and services. 4. There are no statements on the J&C from the sentencing court in the Eastern District of Virginia regarding RRC placement. 5. There is no pertinent policy by the Sentencing Commission.

13. For MINT Referrals,  
Date of Delivery:

14. (a) For MINT Referrals, Projected Date of Return to Parent Institution:

(B) Proposed guardian:

TO BE FORWARDED WITH THE REFERRAL FORM	NO. COPIES	TO BE FORWARDED TO THE REGIONAL TSM	NO. COPIES
BP-S210, Referral Form	2	BP-S210, Referral Form	1
Current Progress Report	2	Current Progress Report	2
Pre-sentence Report/Violation Report	2	Treatment Summary and Referral Form	2
Community Based Program Agreement	2	Drug Abuse Treatment Programs Agreement to	
BP-339 CIM Case Information Summary (Non-Separation Cases)	1	Participate in Community Transition Programming	2
USPO Acceptance Letter	2		
Copy of Latest Notice of Action	2		
BP-351 Medical Evaluation for Transfer of Inmates to CCC Type Facility	2		
Judgment & Commitment Order	2		
Statement of Responsibility	2		

\* If the inmate has a diagnosed, ongoing medical condition, such as diabetes or coronary disease, send any pertinent medical records.

Record Copy - CCM; Copy - Institution File; Copy - USPO Sentencing District; Copy USPO District of Supervision